

# IN THE MICHIGAN COURT OF APPEALS

## ORDER

Re: **People of MI v Valentino Frank Torres**

Docket No. **287855**

L.C. No. **01-020153 FH, 02-022320 FH**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The delayed application for leave to appeal filed on September 19, 2008, is DISMISSED for lack of jurisdiction because it was not filed within 12 months of the July 21, 2006, and October 27, 2006 orders denying appellate counsel. Appellant could not restart the time period for filing an application for leave to appeal where there were no changed circumstances to support the fourth request for appellate counsel. Appellant's appeal of the denial of his third request for appellate counsel was dismissed for lack of jurisdiction on March 5, 2008. See No. 283111.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

**NOV 14 2008**

Date

*Sandra Schultz Mengel*

Chief Clerk